

1882-051 Chancery Causes: Adam W. Suttle vs. Patterson Gibson & Co
Lee Co.

Smith

CA-Debt
T-Property

-Deed

\$470.75 By the first day of January 1882
we or either of us bind our selves to
pay Adam W. Suttle forty dollars &
seventy five cts. and we here by waive the
benefit of ~~our~~ Homestead
and personal property exemptions as to this
debt. This note is given for land deeded
By Jane Cole to William Smyth and
Patterson Gibson. ~~given~~
for value received of him witness our hands
and seal this march the 9th 1881
Witness
H. C. Wilder

Patterson ^{his} Gibson (Seal)
march

William A. Smyth (Seal)

Gibson &
Smythe
To note
\$40.75
due Jan'y 1882

"A"

To The Honorable, John A. Kelly
Judge of the Circuit Court of Lee Co
Your orator Adam W. Suttle, humbly
complaining, respectfully represents
that on the 9th. day of March 1881,
Patterson Gibson and William A. Smith exe-
cuted to your orator their joint and several
writing obligatory, whereby they bound-
themselves to pay to your orator by the
first day of January 1882, the sum of
\$40. 75: and as to the payment thereof they
each waived the benefit of their Home-
stead exemption. This bond is herewith
filed marked "A" and is prayed to be
considered herewith as a part hereof.

By an inspection of said bond it
will be seen, upon its face, it
states the consideration to be for the sale
of a tract of land, to the said Gibson
and Smith, by one Jane Cole, and which
said lands are properly described in
a deed of Jane Cole and her husband
David M. Cole, of record in the
Clerks office of said County. A copy
of said deed is also herewith filed
marked "B." and is prayed to be taken
and considered as a part hereof. By
an examination whereof it will

be seen, the said vendors retained a lien for the purchase money thereof of which said bond above mentioned is a part. By reason of which said reservation your orator is advised he has a lien thereon to the extent of his said debt. To enforce which said lien, and compel the payment thereof out of said land is the object of this bill.

The prayer of your orator therefore is that Patterson Gibson and William A. Smith be made parties defendant to this bill and answer it, allegations upon oath, and upon a hearing a decree be rendered in favor of your orator for the amount of his said debt, that his said lien be enforced against said land, and that the same or so much thereof as may be necessary be sold to pay the same - And for all other special and general relief &c may *supra* issue &c.

A. L. Ordmore O.D.

IP
Adam H. Little

vs ³ Bill Chy.

Patterson Gibson et al

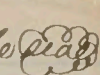
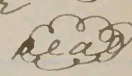
1882 Feby 25. Bill Filed

" Mr. Sp. Cr. & C. Cr.

" Apr. Dismissed by Poff

This Deed made this the 1st day of January
1881, by and between David M. Cole and
Jane Cole his wife of the one part, and Wm
A. Smith and Paterson Gibson of the other part all
of Lee County State of Virginia, witnesseth that for
and in consideration of the sum of four hundred
and twenty five Dollars, in hand paid, or secured to be
paid, the receipt whereof is hereby acknowledged
the said David M. Cole & Jane Cole his wife
do grant, bargain, sell and convey unto the said
Wm A. Smith & Paterson Gibson a certain tract or parcel
of land, lying & being in the County aforesaid, on
the North Side of Waller's Ridge and bounded as
follows to wit. Beginning at a locust on
the Roaring branch and running thence Southward
to a leaning Chinguspia oak, and thence Southward
to a stake between James Crabtree and the said Cole
at the upper side of the knob field, and thence to a
Chestnut oak at the north end of a ridge leading
Southward to A. J. Wilson's line and with said
Ridge to Wilson's line, & thence running with Wil-
son's line to Loyd's & Wilson's corner, thence with
Loyd's line to the bend of the Roaring Branch
and thence down the Roaring Branch to the
Beginning. It being the tract or parcel of land
which the said Jane Cole purchased of Robert
Cole & wife. To have and to hold the said tract
or parcel of land, unto the said Wm A. Smith

and Paterson Gibson and their heirs forever
And it is understood and agreed that the parties
of the second part are to satisfy and discharge
a certain deed of trust on said land by the
time it is due, which deed of trust is in favor
of Flannery & Sons, which Deed of Trust is to
be satisfied by their first payment, They are
also to satisfy and discharge another Deed of
Trust on said land in favor of Robert Cole,
which said Deed of Trust is to be paid in
their last payments for said land, and the
said David M. Cole and Jane his wife were
and generally the land hereby conveyed,
A vendors lien is retained upon said
land for the purchase money, witness
the following signatures and seals:

David M. ^{his} + Cole 
Jane ^{her} + Cole 
_{mark}

Lee County to wit: -

I James M. Orr Clerk of Lee County
Court Certify that D. M. Cole, whose name
is signed to the foregoing deed bearing date
on the 17th day of January 1881. from said
D. M. Cole & Jane his wife, to William A. Smith
and Paterson Gibson, this day personally
appeared before me, and acknowledged
the said writing, to be his act and
deed, this January 17th 1881.

Virginia Lee County to wit: - we J. B.
Pennington, H. M. Smith Justices of the
peace in - for said County do cer-
tify that Jane Cole wife of O. M. Cole
whose name is signed to the writing above
personally appeared before us in Our County
on this the 8th day of March 1881, and being
seperately and apart from from her
husband examined, and the deed above
bearing date January 17th 1881, being fully
explained to her, she the said Jane Cole
wife of O. M. Cole acknowledged the said writing
to be her act and declared that she had willingly
executed the same and does not wish
to retract it. Given under our hands this
the 8th day of March 1881.

H. M. Smith J. P. Read

John B. Pennington J. P. Read

Virginia, Lee County Court Clerk's Office, March
12th 1881. The foregoing deed bearing date on the 17th day
of Januy 1881 from O. M. Cole and Jane his wife
to Wm A Smith and Paterson Gibson, was this day
admitted to record, as to O. M. Cole upon the
certificate of James W. Orr Clerk; and as to Jane
Cole his wife upon the certificate of John B. Pennington
and H. M. Smith Justices of the peace for Lee
County Virginia. Teste J. C. Orr C. C.
A Copy Teste.

J. A. Hyatt C. C.

Mr. A. Smith and
Paterson Gibson
Copy of
From 3 Deeds
D. M. Calcutt

"B"

See to Co. 6 for copy - 75-C

Amount paid Pin & in to Suttle

& Receipt given March 21/882

\$41.30

Clerks fees -

6.04

Sheriffs

1.00

\$48.34

The Commonwealth of Virginia,

To the Sheriff of Lee County - - - Greeting :

We Command you to Summon

Patterson Gibson and William A. Smith,

To appear at the Clerk's office of the Circuit Court of Lee, at the Court-House, on the first Monday in
March next, being rule day to answer a bill in Chancery, exhibited in our said Court against
them by *Adam W. Suttle.*

And have then there this writ. Witness JOHN A. G. HYATT Clerk of our said court at the Court-House
this *25th* day of *February* 1882; in the *106* year of the Commonwealth.

J. A. G. Hyatt CLERK.

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Adam. W. Suttle
vs. Spain & Co.

Patterson Gibson et al

So March Rules 1882

Executed by deliver-
ing a copy of
to the within parties
March 24/82 F. Mills
D.S. for T.S. & Co